

REMARKS

Claims 1-18 are pending. Claims 1, 8, 9, 11, 14, and 17 are amended. All claims 1-18 are believed to be allowable over the references cited by the Examiner as discussed below. Accordingly, a Notice of Allowance for the present application is respectfully requested.

Amendment to the Specification

Paragraph [0001] is amended by way of this Amendment to update the co-pending U.S. Patent Application information.

Amendments to the Claims

Claim 14 is amended to correct an obvious typographical error. Claims 1, 8, 9, 11, and 17 are amended to generally clarify that the antenna is at least partially integrated or embedded within the thickness of the voice tube.

Rejection of Claims 1-3, 5, 6, 10, 11, 13, 14, and 18 Under 35 U.S.C. §102(e)

Claims 1-3, 5, 6, 10, 11, 13, 14, and 18 stand rejected under 35 U.S.C. 102(e) as being anticipated by Nassimi.

Independent claim 1, as amended, generally recites a wireless headset having a microphone, a voice tube, and an antenna at least partially *integrated within the thickness of the voice tube*, and a transmitter. Independent claim 11, as amended, similarly recites a voice tube having a tubular member defining a lumen, and an antenna at least partially *integrated within the thickness of the tubular member*.

In contrast, Nassimi discloses an antenna that is merely located on or within the microphone tube. For example, Nassimi states "the antenna... may be *located on or within* the microphone tube" (Abstract, Paragraph [0018]). See also paragraphs [0025] ("the microphone is *contained within* the microphone tube"), [0028] ("the at least one antenna *runs along* the microphone tube"), [0037] ("microphone tube 18 may also advantageously *contain* one or more antennae"), [0045] ("antennae may be *hidden within* microphone tube 18.... Antennae may also be *located on* microphone tube 18. *In any case, antennae may run along* a portion or all of the length of microphone tube 18.").

As is evident, Nassimi discloses locating the an antenna *on the microphone tube 18* or *inside of the microphone tube 18*, i.e., in the lumen defined by the microphone tube 18. Nowhere

docs Naassimi disclose or suggest that the antennae be integrated *within the thickness* of the tube, as generally recited in each of independent claims 1 and 11.

Withdrawal of the rejection of independent claims 1 and 11 as well as claims 2, 3, 5, 6, 10, 13, 14, and 18 dependent variously therefrom, under 35 U.S.C. §102(e) is respectfully requested.

Rejection Under 35 U.S.C. §103

Claims 4, 8, 12, and 16 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Nassismi in view of Scott.

Claims 7 and 15 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Nassismi in view of Pallai.

Claims 9 and 17 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Nassimi in view of Scott in further in view of Pallai.

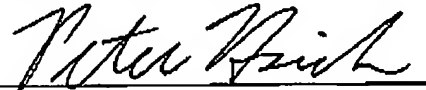
However, the addition of the secondary references Scott and/or Pallai does not make up for the deficiencies of Nassimi as discussed above. Thus, claims 4, 7-9, 12, and 15-17, dependent various from independent claims 1 and 11, are also believed to be allowable for at least similar reasons as those discussed above with respect to independent claims 1 and 11. Withdrawal of the rejection of dependent claims 4, 7-9, 12, and 15-17 under 35 U.S.C. §103(a) is respectfully requested.

CONCLUSION

Applicants believe that all pending claims are allowable and respectfully request a Notice of Allowance for this application from the Examiner. Should the Examiner believe that a telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set out below.

In the unlikely event that the transmittal letter accompanying this document is separated from this document and the Patent Office determines that an Extension of Time under 37 CFR 1.136 and/or any other relief is required, Applicant hereby petitions for any required relief including Extensions of Time and/or any other relief and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 50-2315 (Order No. 01-7118).

Respectfully submitted,



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